

**IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)**

UNITED STATES OF AMERICA

v.

KOLON INDUSTRIES, INC.,

Including and through its successors
“Kolon Industries, Inc.” and “Kolon
Corporation”

JONG-HYUN CHOI,

IN-SIK HAN,

JU-WAN KIM,

KYEONG-HWAN RHO,

YOUNG-SOO SEO,

Defendants.

Case No. 3:12-cr-137-AJT

KOLON’S MOTION FOR LEAVE TO APPEAR SPECIALLY

Stephen C. Neal (admitted *pro hac vice*)

COOLEY LLP

Five Palo Alto Square

3000 El Camino Real

Palo Alto, CA 94306

Telephone: (650) 843-5000

Facsimile: (650) 857-0663

nealsc@cooley.com

Jeff G. Randall (admitted *pro hac vice*)

PAUL HASTINGS LLP

875 15th Street, N.W.

Washington, D.C. 20005

Telephone: (202) 551-1700

Facsimile: (202) 551-1705

jeffrandall@paulhastings.com

Gretchen C. Byrd (VA Bar No. 72789)

LeClairRyan, A Professional Corporation

Riverfront Plaza, East Tower

951 East Byrd Street, Eighth Floor

Richmond, VA 23219

Telephone: (804) 783-7553

Facsimile: (804) 783-7653

gretchen.byrd@leclairryan.com

*Attorneys for Specially-Appearing Defendants
Kolon Industries, Inc. and Kolon Corporation*

PLEASE TAKE NOTICE that counsel for Specially-Appearing Defendant Kolon¹ hereby requests that the Court grant Kolon leave to appear specially for the limited purpose of filing written responses addressing this Court's inquiries related to Kolon's jurisdictional challenge identified in the Court's December 1, 2014 order. This Motion is made on the grounds set forth in the accompanying Memorandum.

Respectfully submitted this 4th day of December, 2014.

By: /s/ Gretchen C. Byrd
Gretchen C. Byrd (VA Bar No. 72789)
LeClairRyan, A Professional Corporation
Riverfront Plaza, East Tower
951 East Byrd Street, Eighth Floor
Richmond, VA 23219
Telephone: (804) 783-7553
Facsimile: (804) 783-7653
gretchen.byrd@leclairryan.com

Stephen C. Neal (admitted pro hac vice)
COOLEY LLP
Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA 94306
Telephone: (650) 843-5000
Facsimile: (650) 857-0663
nealsc@cooley.com

Jeffrey G. Randall (admitted pro hac vice)
PAUL HASTINGS LLP
875 15th Street, N.W.
Washington, D.C. 20005
Telephone: (202) 551-1700
Facsimile: (202) 551-1705
jeffrandall@paulhastings.com

*Attorneys for Specially-Appearing Defendants
Kolon Industries, Inc. and Kolon Corporation*

¹ "Kolon" refers to Kolon Industries, Inc., Kolon Corporation and any Kolon entity that the Government contends is both a party and the subject of the Government's service efforts in the above-captioned action. The Superseding Indictment is fatally ambiguous as to the named defendant(s).

CERTIFICATE OF SERVICE

I hereby certify that on the 4th day of December, 2014, I electronically filed the foregoing document, entitled Kolon's Motion for Leave to Appear Specially, with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to counsel named below:

Michael S. Dry, Esq.
Assistant United States Attorney
UNITED STATES ATTORNEY'S OFFICE
600 E. Main Street, Suite 1800
Richmond, VA 23219
Telephone: (804) 819-5400
Facsimile: (804) 771-2316
michael.s.dry@usdoj.gov

Kosta Stojilkovic, Esq.
Assistant United States Attorney
UNITED STATES ATTORNEY'S OFFICE
2100 Jamieson Avenue
Alexandria, Virginia 22314
Telephone: (703) 299-3700
Facsimile: (703) 299-2584
kosta.stojilkovic@usdoj.com

John W. Borchert, Esq.
Trial Attorney, Fraud Section
CRIMINAL DIVISION, DEPARTMENT OF JUSTICE
1400 New York Avenue, N.W.
Washington, DC 20530
Telephone: (202) 514-0890
Facsimile: (202) 616-3511
john.borchert@usdoj.gov

Rudolfo Orjales, Esq.
Senior Counsel, Computer Crime & Intellectual Property Section
CRIMINAL DIVISION, DEPARTMENT OF JUSTICE
1301 New York Avenue, N.W.
Washington, DC 20530
Telephone: (202) 514-1026
Facsimile: (202) 514-6113
rudu.orjales@usdo.gov

Attorneys for the United States of America

By: /s/ Gretchen C. Byrd
Gretchen C. Byrd (VA Bar No. 72789)
LeClairRyan, A Professional Corporation
Riverfront Plaza, East Tower
951 East Byrd Street, Eighth Floor
Richmond, VA 23219
Telephone: (804) 783-7553
Facsimile: (804) 783-7653
gretchen.byrd@leclairryan.com

***Attorneys for Specially-Appearing Defendants
Kolon Industries, Inc. and Kolon Corporation***